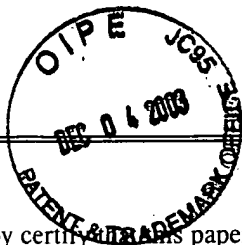


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Atty. Docket No. MAR37 P-314

AF/1600

## CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below.

December 1, 2003

Date

*Deborah A. Witvoet*  
Deborah A. Witvoet

TECH CENTER 1600/2900

DEC 09 2003

RECEIVED

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1653  
Examiner : David Lukton  
Appln. No. : 09/581,397  
Applicant : Lars Eric Sundstrom  
Filing Date : October 2, 2000  
Confirmation No. : 9763  
For : NEUROPROTECTIVE AGENTS

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

NOTICE OF APPEAL FROM THE PRIMARY  
EXAMINER TO THE BOARD OF PATENT  
APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed June 3, 2003 finally rejecting claims 1, 2, 5, 6, 8 and 19-24.

The item(s) checked below are appropriate:

## 1. STATUS OF APPLICANT

This application is on behalf of:

☐ other than a small entity  
☒ small entity

12/05/2003 HDEMESS1 00000033 09581397

02 FC:2253

475.00 OP

Verified Statement

☐ attached  
☒ previously submitted on September 25, 2000.

12/05/2003 HDEMESS1 00000033 09581397

01 FC:2401

165.00 OP

Applicant : Lars Eric Sundstrom  
Appln. No. : 09/581,397  
Page : 2

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. §1.17(b) the fee for filing the Notice of Appeal is:

X small entity  
\_\_\_ other than a small entity

Notice of Appeal fee due: \$165.00

**3. EXTENSION OF TIME**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

(a) X Applicant petitions for an extension of time under 37 C.F.R. §§1.17(a)-(d) for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
___ one month	\$110.00	\$55.00
___ two months	\$420.00	\$210.00
<u>X</u> three months	\$950.00	\$475.00
___ four months	\$1480.00	\$740.00

Fee: \$475.00

**If an additional extension of time is required please consider this a petition therefor.**

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee: \$165.00  
Extension fee (if any): \$475.00

Total Fee Due: \$640.00

**5. FEE PAYMENT**

X Attached is a check in the sum of \$640.00

\_\_\_ Charge Account No. 16 2463 the sum of \$  
A duplicate of this transmittal is attached.

Applicant : Lars Eric Sundstrom  
Appln. No. : 09/581,397  
Page : 3

**6. FEE DEFICIENCY**

X If any additional extension and/or fee is required charge Account No. 16 2463.

**and/or**

X If any additional fee for claims is required, charge Account No. 16 2463.

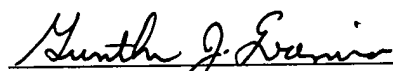
Respectfully submitted,

LARS ERIC SUNDSTROM ET AL.

By: Price, Heneveld, Cooper,  
DeWitt & Litton

December 1, 2003

Date



Gunther J. Evanina

Registration No. 35 502

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Post Office Box 2567

Grand Rapids, Michigan 49501

(616) 949-9610

GJE/daw